

1 **State of Arkansas**
2 **79th General Assembly**
3 **Regular Session, 1993**
4 **By: Senator Russ**

A Bill

SENATE BILL

For An Act To Be Entitled

8 "AN ACT TO PROVIDE A PRODUCER OF SAND AND GRAVEL AN OPTION
9 TO PAY SEVERANCE TAX OR GROSS RECEIPTS TAX; AND FOR OTHER
10 PURPOSES."

Subtitle

13 "AN ACT TO PROVIDE A PRODUCER OF SAND AND GRAVEL AN OPTION
14 TO PAY SEVERANCE TAX OR GROSS RECEIPTS TAX."

16 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF ARKANSAS:

18 SECTION 1. Ark. Code Ann. §26-58-110 is amended to read as follows:
19 "26-58-110. Additional taxes - Option.

20 (a) No other privilege or excise taxes in addition to the severance tax
21 shall be imposed upon the right to utilize natural resources and timber.

22 (b) A producer shall have the option to pay the severance tax imposed
23 by this subchapter or the Arkansas Gross Receipts Tax levied by Ark. Code Ann.
24 §26-52-101 et seq. upon sand and gravel. Any producer making an election
25 under this subsection shall notify the Director. Failure to make an election
26 will require that the severance tax levied by this subchapter be paid."

28 SECTION 2. All provisions of this act of a general and permanent nature
29 are amendatory to the Arkansas Code of 1987 Annotated and the Arkansas Code
30 Revision Commission shall incorporate the same in the Code.

32 SECTION 3. If any provision of this act or the application thereof to
33 any person or circumstance is held invalid, such invalidity shall not affect
34 other provisions or applications of the act which can be given effect without
35 the invalid provision or application, and to this end the provisions of this

1 act are declared to be severable.

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3 SECTION 4. All laws and parts of laws in conflict with this act are
4 hereby repealed.

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